Russin Williams Reporting

Deposition of **Alejandro Gonzalez-Aller**

Date: November 8, 2011

Case: GONZALEZ-ALLER vs. NORTHERN N.M. COLLEGE

Cause No.: CIV 11-CV-105-WDS-ACT

1608 Fifth Street NW Albuquerque, New Mexico 87102

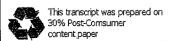
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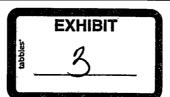
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Page 129 Page 131 A. Not a contract. Q. Do you know why you didn't date this? Q. How did this faculty contract come about? A. Oh, no, I -- I think I do put the date 2 It's called a faculty contract, right? before. A. Yes, uh-huh. Q. See, and I don't know if that date is -- is Q. Do you understand it to be a contract? this your handwriting on the "Date" line, or is 5 A. Yes. that -- is this Trujillo's handwriting or your 6 7 Q. Who gave this to you? handwriting on the "President" line, or someone A. Nancy O'Rourke. else's? 8 O. The same kind of situation for the A. Well, it looks like mine. It looks like it Exhibit 3 contract? 10 could be mine. 10 A. Yes. Q. The numbers? 11 11 Q. She called you? A. Yes. 12 12 MR. MOZES: Object that -- go ahead. Q. Because you're a math guy, you know how you 13 13 Q. Did she call you to come into her office, make your numbers? 14 or did you call her to come over there to sign a A. Yes, I could have done that. 15 15 contract? Q. Just dated it on the wrong line? 16 16 A. I would say I probably called her, because A. Yes. 17 17 I needed to sign the contract. Q. Okay. That's fine. 18 18 Q. Did you read this contract before you Do you think you signed it on about 19 19 signed it? September 11th, 2009? 20 20 A. Yes. A. Yes. 21 21 Q. Do you have your own copy of this document Q. Did you get a copy of the contract when you 22 22 in your files at home? left? 23 23 A. When I left? A. I believe I do, yes. 24 24 Q. Because maybe we can check and see if the Q. Yes, when you left the Human Resources 25 25 Page 130 Page 132 office that day. 1 signature was on there or not. I will do that in a A. I always ask for a copy, yes. 2 2 request for production. Q. Any other paperwork you filled out in 3 A. Okav. 3 conjunction with this Exhibit 4? Q. And you read this contract --A. There is another paper that says the salary Yes. and says it's an 11-month contract, and it's got more 6 Q. -- and understood what it meant --6 7 detail. Yes. 7 Q. Was this signature on the "Approved" line, Q. -- before signing it? 8 where it says, "President, Northern New Mexico 9 9 A. Uh-huh. College," on the contract before you signed it? 10 Q. Okay. Thank you. 10 A. I don't remember. Now, going back to the director position, 11 11 Normally they -- the faculty member signs 12 you knew at some point that you were not going to be it first and then the president, but -dean for the 2009-2010 school year, correct? 13 13 Q. Okay. And that wasn't the case with 14 A. Well, I knew after I had a meeting with the 14 Exhibit 3, was it? 15 15 provost and the president. A. No. 16 Q. Do you know what month that meeting was in? 16 Q. You signed it after it was stamped with the 17 A. Sometime in the month of June. 17 president's signature? 18 Q. June of '09? 18 A. Well, that's what it shows in there, yes. 19 19 A. Yeah. Q. And that's out of the norm? 20 Q. You met with the provost and met with the 20 A. Yes. president, and they said, "We can't swing the dean 21 Q. So you don't know if Exhibit 4 was also out 22 position, with the reorganization and money," or --22 of the norm, where the president had signed it before 23 what did they tell you? 23 the faculty member signed it? 24 A. Yes, they told me that I would become the 24 A. I do not remember.

program director in mathematics.

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         IN THE UNITED STATES DISTRICT COURT
           FOR THE DISTRICT OF NEW MEXICO
  2
     ALEJANDRO GONZALEZ-ALLER,
         Plaintiff,
                     No. CIV 11cv105 WDS-ACT
  6
    NORTHERN NEW MEXICO COLLEGE,
 7
         Defendant.
 8
 9
             REPORTER'S CERTIFICATE
 10
11
       I, MICHELE M. TRUJILLO, CCR No. 226, DO HEREBY
    CERTIFY that on Tuesday, November 8th, 2011, the
12
   Deposition of ALEJANDRO GONZALEZ-ALLER was taken
14
    before me at the request of, and sealed original
15
    thereof retained by:
         FOR THE DEFENDANT
16
         MS. PATRICIA G. WILLIAMS
17
         WIGGINS, WILLIAMS & WIGGINS, P.C.
         1805 Rio Grande Boulevard, Northwest
18
         Albuquerque, New Mexico 87104
      I FURTHER CERTIFY that copies of this
19
20 Certificate have been mailed or delivered to all
   Counsel, and parties to the proceedings not
22 represented by counsel, appearing at the taking of
23
   the Deposition.
24
25
                                                         Page 262
       I FURTHER CERTIFY that examination of this
 1
   transcript and signature of the witness was requested
   by the witness and all parties present. On
 3
   a letter was mailed or delivered to MR. MICHAEL E.
   MOZES regarding obtaining signature of the witness,
 5
   and corrections, if any, were appended to the
 6
   original and each copy of the Deposition.
 7
      I FURTHER CERTIFY that the recoverable cost of
   the original and one copy of the Deposition, including
10
   exhibits, to MS. PATRICIA G. WILLIAMS is: $
11
      I FURTHER CERTIFY that I did administer the oath
   to the witness herein prior to the taking of this
12
   Deposition; that I did thereafter report in steno-
13
    graphic shorthand the questions and answers set forth
14
   herein, and the forgoing is a true and correct
15
   transcript of the proceeding had upon the taking of
16
   this Deposition, to the best of my ability.
17
18
      I FURTHER CERTIFY that I am neither employed by
19
   nor related to nor contracted with (unless excepted
   by the rules) any of the parties or attorneys in this
20
21
   case, and that I have no interest whatsoever in the
22
   final disposition of this case in any court.
23
                                  Michele M. Krujillo
                  MICHELE M. TRUJILLO
24
                  NEW MEXICO CCR #226
                  License Expires: 12-31-2011
25
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